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# HOUSE BILL No. 1408

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 8-21-13.

**Synopsis:** Nonfederal air traffic control tower funding. Creates the contract for services fund to provide grants for nonfederal contract air traffic control towers. Provides that the fund is to be administered by the Indiana department of transportation. Provides that each grant from the fund must meet certain requirements. Requires the Indiana department of transportation to annually determine the amount needed each year for grants. Provides for an annual appropriation to the fund from the state general fund. Appropriates an additional \$500,000 in initial funding from the state general fund for the period beginning July 1, 2001, and ending June 30, 2002.

**Effective:** July 1, 2001.

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January 11, 2001, read first time and referred to Committee on Ways and Means.

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First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

## HOUSE BILL No. 1408

A BILL FOR AN ACT to amend the Indiana Code concerning transportation and to make an appropriation.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 8-21-13 IS ADDED TO THE INDIANA CODE AS  
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2001]:

4 **Chapter 13. Contract Air Traffic Control Tower Funds**

5 **Sec. 1. As used in this section, "eligible entity" means:**

- 6 (1) an airport authority established under IC 8-22-3;  
7 (2) a board of aviation commissioners established under  
8 IC 8-22-2;  
9 (3) an airport established under IC 20-12-50; or  
10 (4) an airport eligible for an exemption under IC 6-1.1-10-15.

11 **Sec. 2. As used in this chapter, "fund" refers to the contract for**  
12 **services fund established by section 3 of this chapter.**

13 **Sec. 3. (a) The contract for services fund is established for the**  
14 **purpose of providing grants to assist an eligible entity in**  
15 **contracting for air traffic control tower services at nonfederal**  
16 **contract air traffic control towers.**

17 **(b) The department shall administer the fund.**



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(c) The department shall pay the expenses of administering the fund.

(d) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested. Interest that accrues from these investments must be deposited in the fund.

(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

**Sec. 4. (a)** The department shall adopt rules under IC 4-22-2 to establish a program to foster the development of nonfederal contract air traffic control towers in Indiana.

(b) The rules must establish:

- (1) the maximum amount of money that one (1) eligible entity may receive in a calendar year;
- (2) an application procedure;
- (3) the local matching funds that are required;
- (4) that a grant awarded under this chapter may only be used for the purpose stated in this chapter; and
- (5) other provisions necessary to implement this chapter.

(c) To receive a grant from the fund, an eligible entity must:

- (1) complete the application required by the department;
- (2) submit to the department information on the amount of the total annual contract to operate a nonfederal contract air traffic control tower;
- (3) fulfill any local matching fund requirements established by the department; and
- (4) meet any other requirements established by the department.

**Sec. 5. (a)** Subject to subsection (b), the department shall determine the allocation of grant funds among eligible applicants.

(b) A grant award to an eligible entity must at a minimum meet the following requirements:

- (1) The local matching share of the grant is at least twenty percent (20%) of the annual operating cost approved by the department for the applicant's tower.
- (2) The fund share of the grant is at least the remaining balance of the annual operating cost approved by the department for the applicant's tower.

**Sec. 6. (a)** The department shall annually determine the amount necessary to provide at least the minimum grant specified in section 5 of this chapter to each eligible entity that fully complies with section 4(c) of this chapter.



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1       (b) There is annually appropriated to the fund from the state  
2       general fund an amount sufficient to satisfy subsection (a) to carry  
3       out the purposes of this chapter.

4       Sec. 7. Funds in the airport development grant fund and the  
5       airport development revolving loan fund established by  
6       IC 8-21-11-4 may not be used for the purposes of this chapter.

7       SECTION 2. [EFFECTIVE JULY 1, 2001] (a) There is  
8       appropriated to the contract for services fund established by  
9       IC 8-21-13-3, as added by this act, five hundred thousand dollars  
10      (\$500,000) from the state general fund, for the period beginning  
11      July 1, 2001, and ending June 30, 2002, for initial grants under  
12      IC 8-21-13, as added by this act, for nonfederal contract air traffic  
13      control tower operating contracts. Money appropriated under this  
14      SECTION is in addition to any money appropriated to the fund  
15      under IC 8-21-13-6(b), as added by this act.

16      (b) This SECTION expires July 1, 2002.

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